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Dkt. 58463/JPW/LAD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Harold J. Wanebo and Shashikant Mehta
U.S. Serial No.: 09/287,884 Examiner: J.D. Anderson
Filed: April 7, 1999 Group Art Unit: 1614
For: COMBINATIONS OF CERAMIDE AND CHEMOTHERAPEUTIC
AGENTS FOR INDUCING CELL DEATH AND USES THEREOF
IN TREATING CANCER

30 Rockefeller Plaza, 20th Floor
New York, New York 10112
June 4, 2009

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**NOTICE OF APPEAL FROM THE EXAMINER'S DECISION
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Examiner mailed December 4, 2008 in connection with the above-identified application. The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) for a small entity is TWO HUNDRED AND SEVENTY DOLLARS (\$270.00) and a check for this amount is enclosed. Applicants are concurrently filing an Amendment In Response To December 4, 2008 Final Office Action And A Petition For A Three-Month Extension of Time, making this application pending today.

06/09/2009 CCHAU1 00000070 09287884

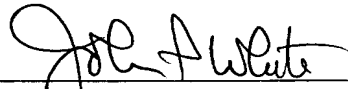
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No fee, other than the enclosed \$270.00 fee for filing a Notice of Appeal, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

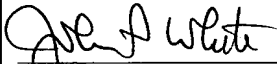
Respectfully submitted,



John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham, LLP
30 Rockefeller Plaza, 20th Floor
New York, New York 10112
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

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John P. White Date
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